

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO**

**HENRY CHAVEZ,**

**Plaintiff,**

**v.**

**CIV. NO. 08-74 WJ/ACT**

**RUBEN JARAMILLO, et al.,**


**Defendants.**

**ORDER ADOPTING MAGISTRATE JUDGE'S FINDINGS AND  
RECOMMENDED DISPOSITION**

**THIS MATTER** comes before the Court on the Proposed Findings and Recommended Disposition of the United States Magistrate Judge. [Doc. No. 44.] Plaintiff did not file timely objections.

**IT IS THEREFORE ORDERED** that the Proposed Findings and Recommended Disposition of the United States Magistrate Judge are adopted by the Court.

**IT IS FURTHER ORDERED** that Count II of Plaintiff's Complaint against the CMS Defendants be dismissed with prejudice and Count VI be dismissed with prejudice.

  
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**WILLIAM P. JOHNSON**  
**UNITED STATES DISTRICT JUDGE**